

DECLARATORY
Improvement Res. No. 1177-1965

For the Vacation of the first alley south of
Rudisill Boulevard from the east property
line of Tacoma Avenue to the east property
line of the first alley east of Tacoma Avenue.

Resolution Adopted: Sept. 8, 1965

Confirmed: Oct. 7, 1965

Bids Received:

Contract Awarded:

Contract and Bond:

Contractor:

Reported Completed:

Assessment Roll Confirmed:
Dec. 16, 1965

DECLARATORY RESOLUTION NO. 1177-1965

For the Vacation of the first alley south of Rudisill Boulevard from the east property line of Tacoma Avenue to the east property line of the first alley east of Tacoma Avenue.

PLANS ORDERED:

ADOPTED: Sept. 8, 1965

ADVERTISE NOTICE TO PROPERTY OWNERS: Sept. 14 & 21, 1965
Notices mailed Sept. 17, 1965

HEARING ON CONFIRMATION: Thurs., Oct. 7, 1965 3:30 p. m.

CONFIRMED: Oct. 7, 1965

ASSESSMENT ROLL ORDERED: Oct. 7, 1965

ASSESSMENT ROLL APPROVED: Nov. 18, 1965

HEARING ON CONFIRMATION
OF ASSESSMENT ROLL: Thurs., Dec. 16, 1965 3:30 p.m.

NOTICE SERVED: Dec. 3, 1965

ASSESSMENT ROLL CONFIRMED: Dec. 16, 1965

DECLARATORY RESOLUTION No. **1177** 19 65

For the Vacation ~~of the first alley south of Rudisill Boulevard from the east property line of Tacoma Avenue to the east property line of the first alley east of Tacoma Avenue.~~

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is desired and deemed necessary to vacate the first alley south of Rudisill Boulevard from the east property line of Tacoma Avenue to the east property line of the first alley east of Tacoma Avenue.

All as shown by a plan of such proposed Vacation ~~as shown by a plan of such proposed Vacation~~ as above described, now on file in the Office of the Department of Public Works of the City of Fort Wayne, Indiana

The cost of said Vacation ~~shall be assessed against the property beneficially affected thereby.~~

The property which may be injuriously or beneficially affected by such Vacation ~~is described as follows:~~ Lots 3 to 6 inclusive, Rudisill Place Addition and Lot No. 206, Fairfield Heights Addition. Both additions are inclusive to the City of Fort Wayne, Indiana.

All according to the method and manner provided for in an act of the General Assembly of the State of Indiana, entitled "An Act Concerning Municipal Corporations", as approved March 6, 1905 and the provisions of all acts amendatory thereto and supplemental thereof, including the right to bond assessments as in said law ordered.

Assessments if deferred are to be paid in ten equal installments with interest at the rate of five (5)% per annum. Under no circumstances shall the City of Fort Wayne, Indiana be or be held responsible for any sum or sums due from the said property owner or owners, or for the payment of any bond or bonds, except for such moneys as shall have been actually received by the City from the assessments for such property damages as said City is by said above entitled act required to pay. All proceedings had in the making of said improvement, assessment of property, collection of assessments and issuance of bonds therefor, shall be as provided for in said above entitled act and all amendments thereto and supplements thereof.

~~The vacation of the above described~~ shall be subject to an easement for the use of the City of Fort Wayne, Indiana, and ~~City of Fort Wayne, Indiana, and~~ City of Fort Wayne, Indiana, and ~~for the construction and maintenance of sewers, gas mains, electric pole lines and conduits, telephone and telegraph pole lines and conduits.~~

All Streets, lots and lands affected by the above described vacation are situated in the southwest quarter of Section Fourteen, Township 30 north, Range 12 east and lie wholly within the corporate limits of the City of Fort Wayne, Indiana.

ADOPTED THIS 8 DAY OF September 1965.

Attest:

Secretary Board of Public Works.

Robert W. Dahman
Board of Public Works.



ALLEYS TO BE VACATED



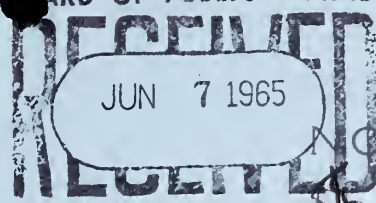
ALLEY TO BE OPENED

1177

RUDISILL BLVD. 100



PETITION



NOTED

Fort Wayne, Ind.,

☒ F.S.E.☐ R.W.D.☐ G.F.G.

To the Board of Public Works of the City of Fort Wayne:

Gentlemen:

106

Date _____

The undersigned, owners of real

estate on _____, from

to _____

respectfully petition for the passage of a resolution providing for the vacation of the first alley south of Rudisill Boulevard from the east property line of Tacoma Avenue to the east property line of the alley east of Tacoma Avenue.

PETITIONER

ADDRESS

First Missionary Church, Weldon Steiner, Secy.	711 W. Rudisill Blvd
"	719 W. Rudisill Blvd.
"	3917 Tacoma Ave.
"	3921 Tacoma Ave
"	3933 Tacoma Ave.
"	3930 So. Wayne
Burdon J. Hall	3927 Tacoma Ave.
Elena A. Hall	3927 Tacoma Ave.
Frank A. Meek	3931 Tacoma Ave
Barthyn Meek	3931 Tacoma Ave
Theodore D. Nickel	3937 Tacoma Ave
Rose Ann M. Nickel	3937 Tacoma Ave
Herman Christianer	3937 So. Wayne Ave
Margaret Linklage	3926 South Wayne Ave
Mrs. Vesta Piety	708 W Foster Parkway
Mr Edward Glenworth	716 W Foster Pk Way
Mrs. Florence K. Glenworth	716 W Foster Pkway
John C. Cornelius	3938 So. Wayne ave

OFFICE OF
BOARD OF PUBLIC WORKS



FORT WAYNE 2, INDIANA

48-335-2

Date Oct. 7, 1965

B.O. 106-'65

To City Engineer

Subject Dec. Res. 1177-1965

Prepare Assessment Roll of Benefits \$1.00 and Damages \$1.00.

Fred S. Ehrman
Robert W. Dahman
George F. Gable
BOARD OF PUBLIC WORKS

ic
attach Reso. & P. O. List

NOTED

☐ F.S.E.
☐ R.W.D.
☐ G.F.G.

Date _____

Signed _____

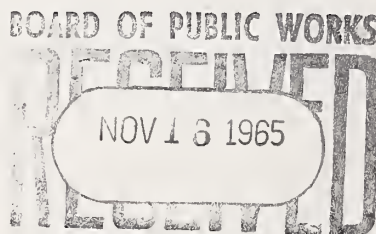
Reply:

November 8, 1965

Assessment Roll of Benefits and Damages completed and attached.

Walter H. Meitz - D.B.
Walter H. Meitz
City Engineer

DEB:lc
attachs.



Signed _____

SENDER: REMOVE & KEEP 3RD COPY - RECEIVER: ANSWER & KEEP 2ND COPY - RETURN 1ST COPY

NOTICE OF IMPROVEMENT

OFFICE BOARD OF PUBLIC WORKS

Fort Wayne, Indiana, Sept. 17, 1965

1177

To

You are hereby notified that the Board of Public Works, of the City of Fort Wayne, Indiana, did
Declaratory
pass Improvement/Resolution No. 1177-1965
providing for the Vacation of the first alley south of Rudisill Boulevard from the east
property line of Tacoma Avenue to the east property line of the first alley east of
Tacoma Avenue.

All work to be done under aforementioned Improvement Resolution shall be in accordance with the de-
tailed plans, profile and specifications which are now on file and may be seen in the office of the Board
of Public Works.

The Board has fixed Thursday, October 7, 1965 at 3:30 pm in Conference Room 102
a date and time when they will hear and consider objections or remonstrances from all persons whose
property will be affected by the proposed improvement.

You are hereby notified that

Rudisill Place Add. - Fairfield Heights Add.

is subject to assessment for said proposed improvement under the Improvement Laws passed by the Gen-
eral Assembly of the State of Indiana, March 6, 1905, and under all acts amendatory thereto and supple-
mental thereof.

BOARD OF PUBLIC WORKS

OFFICE OF
BOARD OF PUBLIC WORKS



FORT WAYNE 2, INDIANA

B.O. 106-'65

48-155-2
Date June 10, 1965

NOTED

F.S.E.

R.W.D.

G.F.G.

To City Engineer

Subject Vacation of the first alley south of Rudisill Boulevard from the east property line of Tacoma Avenue to the east property line of the alley east of Tacoma Avenue.

Received a petition for the above.

Prepare an opinion after conferring with all Governmental Agencies and Utilities.

Fred S. Ehrman
Robert W. Dahman
George F. Gable
BOARD OF PUBLIC WORKS

ms

enc. Copy of Petition

Signed

Reply:

September 3, 1965

1177

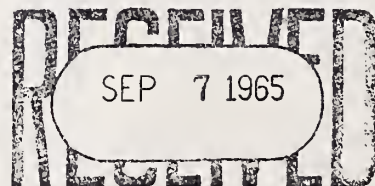
Declaratory Resolution, drawing and property ownership list completed and attached.

The Utility Companies do not require easements because the petitioner has made private agreements to relocate all facilities involved.

Walter H. Meitz - D.B.
Walter H. Meitz
City Engineer

D.E.B.:cl
attachs.

BOARD OF PUBLIC WORKS



Signed

SENDER: REMOVE & KEEP 3RD COPY - RECEIVER: ANSWER & KEEP 2ND COPY - RETURN 1ST COPY

all as more particularly set forth in said contract, which contract is on file in the office of the Board of Public Works, and is by reference incorporated herein and made a part hereof, be and the same is hereby in all things ratified, confirmed and approved.

SECTION 2. That this Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

Edwin J. Rousseau
Councilman

Read the third time in full and on motion by Rousseau seconded by Buchanan and duly adopted, placed on its passage. Passed by the following vote:

Ayes nine

Buchanan, Dunifon, Fay, Hinga, Nuckols, Robinson, Rousseau, Steigerwald, Tipton.

Nays none

Date: 9-28-65.

Walter C. Meyers
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Special Ordinance No. S-219-65 on the 28th day of September, 1965.

ATTEST: (SEAL)

Walter C. Meyers
City Clerk

Herbert G. Tipton
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 29th day of September, 1965 at the hour of 10:00 o'clock A.M., E.S.T.

Walter C. Meyers
City Clerk

Approved and signed by me this 30th day of September, 1965, at the hour of 3:43 o'clock P.M., E.S.T.

Harold S. Zeis
Mayor.

Bill No. G-65-09-23

GENERAL ORDINANCE NO. G-40-65

✓
- 1177-1965

AN ORDINANCE amending the City of Fort Wayne
General Ordinance No. G-97

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1.. The following Resolution of the Fort Wayne City Plan Commission, to-wit:

"WHEREAS, First Missionary Church, by and through its Board of Trustees, petitioned and requested the Fort Wayne City Plan Commission for leave to vacate the following alleys in the City of Fort Wayne, Indiana, to-wit:

First alley South of Rudisill Boulevard from the East property line of Tacoma Avenue to the East line (extended North) of the alley running North and South between Tacoma Avenue and South Wayne Avenue; and

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Special Ordinance No. S-218-65 on the 28th day of September, 1965.

ATTEST: (SEAL)

Walter C. Meyers
City Clerk

Herbert G. Tipton
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 29th day of September, 1965 at the hour of 10:00 o'clock A.M., E.S.T.

Walter C. Meyers
City Clerk

Approved and signed by me this 30th day of September, 1965, at the hour of 3:42 o'clock P.M., E.S.T.

Harold S. Zeis
Mayor.

Bill No. S-65-09-09

REPORT OF THE COMMITTEE ON PUBLIC WORKS

We, your Committee on public works to whom was referred an Ordinance approving a contract with DAILEY ASPHALT PRODUCTS COMPANY, INC. and the Board of Public Works for resurfacing Brooklyn Avenue have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO PASS.

Edwin J. Rousseau
John H. Robinson
Jack K. Dunifon
Celia Ann Fay
William T. Hinga

Concurred in 9-28-65.

Walter C. Meyers
City Clerk

Bill No. S-65-09-09

SPECIAL ORDINANCE NO. S-219-65

AN ORDINANCE approving a contract with DAILEY ASPHALT PRODUCTS COMPANY, INC. and the Board of Public Works for resurfacing Brooklyn Avenue.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the contract approved August 24, 1965, between the City of Fort Wayne, by and through its Mayor and the Board of Public Works, and DAILEY ASPHALT PRODUCTS COMPANY, INC., for:

Street Imp. Res. No. 5318-1965 resurfacing Brooklyn Avenue from the north pavement line of Covington Road to the South Curb line of Taylor Street, in the amount of ----- \$18,320.00

The North 63 feet of the 14 foot alley running North and South between Tacoma Avenue and South Wayne Avenue lying between the East property line of Lots 205 and 206 in Fairfield Heights Addition and the West property line of Lots 155 and 156 in Fairfield Heights Addition, meaning thereby all that part of the alley lying between said property lines except the South 12 feet thereof,

and for leave to dedicate the following described real estate located in said City and State as an alley for public use, to-wit:

The South 12 feet of Lot 205 in Fairfield Heights Addition to the City of Fort Wayne, Allen County, Indiana,

and that the Thoroughfare Plan of the City of Fort Wayne be modified to conform with such changes, all in accordance with the terms of Section 44 of Chapter 174 of the Acts of 1947 of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of 1963 of the General Assembly of the State of Indiana (Burns Indiana Statutes 1964 Replacement, Section 53-744): and

WHEREAS, notice of a public hearing upon the vacation of the aforesaid alleys and upon the dedication and opening of the alley above described was given by due and proper publication thereof on the 9th day of September, 1965 in Fort Wayne News-Sentinel and Fort Wayne Journal Gazette: and

WHEREAS, such public hearing was held by the Fort Wayne Plan Commission on September 20, 1965 at 7:30 P.M. (E.S.T.) in the Council Chambers, City Hall, Fort Wayne, Indiana, that being the time and place fixed in such notice for such hearing; and

WHEREAS, there were no objections of any kind or character to the vacation of said alleys or to the dedication of said land as an alley for public use filed or made prior to or at such hearing: NOW

THEREFORE, Be It Resolved by the Fort Wayne City Plan Commission that the vacation of said alleys and the dedication of said land as an alley for public use would not conflict with any thoroughfare of the general policy and pattern of development set out in the Master plan of the City of Fort Wayne, Indiana: and

Be It Resolved by the Fort Wayne City Plan Commission that leave and authority to vacate said alleys in any manner provided by law be granted; and that upon such vacation of said alleys the said alleys be deleted from the Thoroughfare Plan of the City of Fort Wayne, Indiana: and

Be It Resolved by the Fort Wayne City Plan Commission that leave and authority to dedicate land and construct the alley for public use as requested be granted and that upon the filing of such dedication by the petitioner such alley be set forth on the Thoroughfare Plan of the City of Fort Wayne, Indiana: and

Be It Resolved that this action and the recommendations of the Fort Wayne City Plan Commission be forwarded to the Common Council of the City of Fort Wayne for its action thereon."

duly adopted on September 27, 1965 following a public hearing thereon after first giving notice thereof, all pursuant to Section 44 of Chapter 174 of the acts of 1947 of the General Assembly of the State of Indiana, as amended by Section 3, Chapter 385 of the acts of 1963 of the General Assembly of the State of Indiana (Section 53-744, Burns Indiana Statutes Annotated, 1964 Replacement) is hereby approved and the recommendations made by said Commission are now accepted.

SECTION 2. Leave and authority to vacate said alleys described in the resolution of Fort Wayne City Plan Commission set forth in SECTION 1 hereof in any manner provided by law is hereby granted, and any such vacation of said alleys hereinafter effected is hereby approved. Upon such vacation of said alleys the Thoroughfare Plan as set forth in General Ordinance No. G-97 adopted by the Common Council on November 26, 1963 is hereby amended by deleting therefrom the lines and designations which show the existence of said alleys.

SECTION 3. Leave and authority to dedicate that certain real estate last described in the resolutions of Fort Wayne City Plan Commission set forth in SECTION 1 hereof, to-wit:

The South 12 feet of Lot 205 in Fairfield Heights Addition to the City of Fort Wayne, Allen County, Indiana,

as an alley for public use and to open and construct said alley as set forth on the Plot Plan accompanying the petition and as to conform with existing Ordinances of the City of Fort Wayne is hereby granted. Upon such dedication of said alley, the Thoroughfare Plan is hereby amended to set forth said alley.

SECTION 4. After passage of this Ordinance and approval by the Mayor, a certified copy shall be transmitted to the Fort Wayne City Plan Commission and to the Board of Public Works of the City of Fort Wayne, Indiana.

SECTION 5. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

John H. Robinson
Councilman

Read the first time in full and on motion by Robinson seconded by Nuckols, and duly adopted, read the second time by title.

Date: 9-28-65.

Walter C. Meyers
City Clerk

On motion by Robinson seconded by Nuckols, rules of the Common Council were suspended on unanimous approval of all NINE (9) members present.

Read the third time in full and on motion by Robinson seconded by Nuckols and duly adopted, placed on its passage. Passed by the following vote:

Ayes nine

Buchanan, Dunifon, Fay, Hinga, Nuckols, Robinson, Rousseau, Steigerwald, Tipton.

Nays none

Date: 9-28-65.

Walter C. Meyers
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as General Ordinance No. G-40-65 on the 28th day of September, 1965.

ATTEST: (SEAL)

Walter C. Meyers
City Clerk

Herbert G. Tipton
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 29th day of September, 1965 at the hour of 10:00 o'clock A.M., E.S.T.

Walter C. Meyers
City Clerk

Improvement Resolution No. ¹¹⁷⁷ - 1965 For THE VACATION OF THE FIRST HALF / SOUTH OF RUDISILL

THE EAST PROPERTY LINE OF THE FIRST HALF / SOUTH OF RUDISILL
ALLEY TO THE EAST PROPERTY LINE OF THE FIRST

	OWNER'S NAME	ADDRESS	NUMBER OF		O. L.	DESCRIPTION
			LOT	BLOCK		
1	FIRST MISSIONARY CHURCH	701 N. Rudisill Blvd	3			RUDISILL TRACE ADD.
2	TRUSTEE'S FIRST MISSIONARY CHURCH	701 N. Rudisill Blvd	7			"
3	"	701 N. Rudisill Blvd	2			"
4	BOARD OF TRUSTEES OF FIRST MISSIONARY CHURCH	"	6			"
5	THE FIRST MISSIONARY CHURCH	"	206			FAIRFIELD HEIGHTS ADD.
6	"	"	208			"
7	ANN, MRS. J. E. EUGENIA	3727 S. Wayne Avenue	204			"
8	FIRST MISSIONARY CHURCH	711 N. Rudisill Blvd	203			"
9	"	"	202			"
10	NICKER, THEODORE D. & JOSE ANN	3437 S. Wayne Avenue	201			"
11	GLENDA, W. & W. R.	715 N. Foster St. W.	200 - E. 36'			"
12	PETY, VERA	703 N. First Cemetery	161 - W. - 45.3' ON S. BY			"
13	CENELINS, JOHN E.	3938 S. Wayne Avenue	160			"
14	CHRISTIAN, HERMAN W.	3934 S. Wayne Avenue	159			"
15	FIRST MISSIONARY CHURCH	701 N. Rudisill Blvd	158			"
16	DINKLAGE, MARGARET ETAL	701 N. Rudisill Blvd	157			"
17	"	"	156 - S. 7'			"
18	FIRST MISSIONARY CHURCH	701 N. Rudisill Blvd	156 - N. 31'			"
19	FIRST MISSIONARY CHURCH OF FT. WAYNE	"	155 1/2 VAC. ALLEY ON N.			"
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61	NOTICES MAILED OR SERVED					
62	Sept. 17, 1965					
63	By Beryl Rehling					
64						
65						
TOTAL						

1177